



City of Cleveland  
Frank G. Jackson, Mayor

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February 13, 2019

By e-mail ([adam.grzybicki@att.com](mailto:adam.grzybicki@att.com))  
and regular U.S.Mail

Mr. Adam Grzybicki, President  
Great Lakes States  
AT&T Ohio  
150 East Gay Street  
Columbus, OH 43215

Dear Mr. Grzybicki:

The City of Cleveland is in receipt of your letter dated February 8, 2019. A review has concluded the following:

**AT&T permits for new fiber lines:**

Our records indicate that all permit requests for 2018 were issued. There have been seven (7) permit requests in 2019, of which six (6) have been issued, and one (1) is approved and will be issued by the Division of Assessments and Licenses.

**AT&T permits for new small cell facilities:**

Our records indicate that on February 1, 2019, AT&T submitted seven (7) sets of plans for small cell permits. These plans are currently under review. As the review process continues you will be notified of the status of the permits. Our intention is to review the permit applications as quickly as possible and issue a permit as soon as possible. However, initial and continued compliance with permit requirements and specified guidelines would greatly expedite this process.

For further clarification on your permit requests, questions may be directed to David Weglicki, Section Chief of Permits, 216-664-7296, Mayor's Office of Capital Projects, or Anthony Santora, Architect (City Planning Commission), at 216-664-3815.

**Pending Small Cell Attachment Agreement:**

In 2017, Cleveland Public Power (CPP) proposed that AT&T use CPP's standard small cell attachment agreement. Three other entities have used this agreement starting in 2013. AT&T wanted to modify the standard agreement and the City's lawyers have been in regular contact with AT&T lawyers. The negotiations over a modified agreement have been impacted by Senate Bill 331, passed in late 2016, and House Bill 478, passed in May of 2018, as well as recent Federal Communications Commission regulations that were announced in October of 2018 and that became effective last month. On February 5, 2019, AT&T submitted the required design drawings for the small cell attachments. Those drawings were illegible. AT&T resubmitted those drawings yesterday, February 12. The CPP staff is reviewing those drawings at this time. Additionally, the City's lawyer will comment on your red-lined small cell attachment agreement shortly.

**Master Attachment Agreement:**

AT&T and CPP have not had discussions about any type of master attachment agreement as of this time. AT&T introduced this concept by a redline change to the title of the small cell attachment agreement that inserted the word "master." The City is willing to hear more about AT&T's proposal for a master agreement and what it would accomplish.

I want to assure you that the Jackson administration has been working, and continues to work, to position the City for the future. The Jackson administration has created, and will continue to create, an environment for investment and economic growth for its businesses, and prosperity and quality of life for its residents. If AT&T works cooperatively with the City to provide the information that the City requires, the City will be able to assist AT&T more efficiently and effectively to achieve both our goals.

Sincerely,



Sharon Dumas  
Interim Chief of Staff

Cc: Kevin Kelley, City Council President  
Members of Cleveland City Council  
(continued on next page)

Barbara Langhenry, Director of Law  
Ronn Richard, Cleveland Foundation  
Ray Leach, JumpStart  
Joe Roman, Greater Cleveland Partnership  
Bernie Moreno, Bernie Moreno Companies  
Dorothy Baunach, Digital C  
Bill Callahan, Connect Your Community  
Krista Bistline, Verizon  
Paul Gilbert, Crown Castle